

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Water, Bureau of Water Assessment and Management
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May 25, 2018

Aimee Boucher
Clean Water Division
United States Environmental Protection Agency, Region 2
290 Broadway, 24th floor
New York, NY 10007

Dear Ms. Boucher;

Thank you for meeting with us on May 1, 2018. Per our discussion, enclosed is a pre-release draft of the 2018 NYS 303(d) List of TMDL Waters. To supplement your review of the pre-draft list, enclosed are the following documents:

- "DRAFT - List of Integrated Report (IR) Category 4a/b/c Waters - May 2018"
- "DRAFT - Category 4b Demonstration for New York City Water Quality Limited Segments"
- "DRAFT - Correction of Appendix A and B of the NYS Section 303(d) List of Impaired/TMDL Waters"
- "DRAFT - Correction of Assessments for Floatables/Odors and Subsequent Delisting"

NYSDEC has decided to list two waterbody pollutant combinations as a result of the preliminary USEPA partial approval/disapproval decision issued July 21, 2017. The specifically added segments are:

- Park Creek and tribs (0601-0031) for Pathogens (Part 3c)
- Glen Cove Creek, Lower, and tribs (1702-0146) for Silt/Sediment (Part 3c)

As requested by USEPA, NYSDEC has added Jones Inlet/Jones Bay (1701-0373), impaired by Nitrogen, to Part 3b of the 2018 Draft List. This is an USEPA addition to the List related to the partial disapproval of the 2014 303(d) List and documented by footnote 14 as an USEPA listing decision/responsibility.

Footnote 2 in the 2018 NYS Draft List addresses waters subject to the 2016 List disapproval that are impaired by a nutrient pollutant and also experience low dissolved oxygen conditions. The remainder of waters subject to USEPA disapproval not covered by footnote 2 or detailed above have not been included in the 2018 NYS Draft List for one of the following reasons:



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- The waterbody is covered in NYS's "DRAFT - Category 4b Demonstration for New York City Water Quality Limited Segments"
- The waterbody has been reassessed and determined support uses
- The waterbody was formerly listed under Appendix B of the List, which has since been eliminated

The Draft 303(d) List included with this submission should be considered 'preliminary' and subject to change prior to its release for public comment. Possible changes include the additional listing of segments in the Wallkill River basin that are still undergoing internal review.

Sincerely,

A handwritten signature in dark ink, appearing to read "J. R. Fagel", written in a cursive style.

Jason R. Fagel
303(d) List Coordinator
Division of Water